

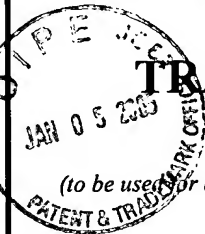
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PTO/SB/21 (6-99)

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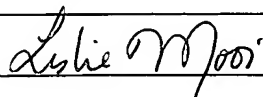
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 <b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	<b>Application Number</b>	10/644,875	
	<b>Filing Date</b>	August 21, 2003	
	<b>First Named Inventor</b>	Ying-Fei WEI, et al.	
	<b>Group/Art Unit</b>	1641	
	<b>Examiner Name</b>	Marianne ALLEN	
<b>Total Number of Pages in This Submission</b>		<b>Attorney Docket Number</b>	39766-0151D2


**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Version with Markings Showing Changes <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> <b>Additional Enclosure(s) (please identify below):</b> 16 references submitted with the PTO 1449; stamped return postcard
<b>Remarks</b> AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER (Reference Atty. Docket No. 39766-0151D2).		

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

<b>Firm or Individual name</b>	LESLIE MOOI, Reg. No. 37,047, HELLER EHRMAN WHITE & McAULIFFE LLP		
<b>Signature</b>			
<b>Date</b>	January 5, 2005	<b>Customer Number:</b>	25213

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: Mail Stop <u>AMENDMENT</u> , Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 20231, on this date:			
		Express Mail Label <u>EL 993 687 694 US</u>	
<b>Typed or printed name</b>	Sandra Puljic		
<b>Signature</b>		<b>Date</b>	January 5, 2005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of:

Ying-Fei WEI, et al.

Application Serial No. 10/644,875

Filed: August 21, 2003

For: **TRANSFORMING GROWTH  
FACTOR ALPHA III**

) Examiner: Allen, Marianne

) Group Art Unit: 1641

) Attorney's Docket No. 39766-0151D2

) Customer No. 25213

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DATE MAILED: JANUARY 5, 2005

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

**MAIL STOP: AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy is provided of each foreign patent, each publication other than U.S. patents and U.S. patent application publications, and each cited pending unpublished U.S. application pursuant to 37 C.F.R. §§1.97-1.98.

References identified with an asterisk were either previously cited by or submitted to the PTO in priority application no. 09/227,853, filed November 4, 2003, or 08/930,564, filed June 25, 2002, or are U.S. patents or patent application publications. Copies are thus not enclosed pursuant to 37 C.F.R. § 1.98(d) and/or 1276 OG 55.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. As form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

☒ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):

☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)

-- OR --

☐ (2) It is being filed within 3 months of entry of a national stage

-- OR --

- ☒ (3) It is being filed before the mail date of the first Office Action on the merits  
-- OR --
- ☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- ☐ 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:
- ☐ a certification as specified in §1.97(e) is provided below; or
- ☐ a fee of **\$180.00** as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:
- A. a certification as specified in §1.97(e) is completed below; and
- B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; and
- C. a fee of \$180.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☒ *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees of **\$0.00** and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. **08-1641 (Attorney's Docket No. 39766-0151D2)**.

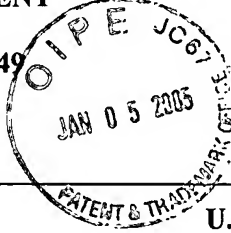
Respectfully submitted,

Dated: January 5, 2005

By: Leslie Mooi  
Leslie Mooi (Reg. No. 37,047)

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<b>INFORMATION DISCLOSURE STATEMENT</b>  PTO-1449		<b>ATTY. DOCKET NO.:</b> 39766-0151D2		<b>SERIAL NO.:</b> 10/644,875		
		<b>APPLICANT : Ying-Fei WEI, et al.</b>				
		<b>FILING DATE: August 21, 2003</b>		<b>GROUP: 1641</b>		
<b>U.S. PATENT DOCUMENTS</b>						
EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	* US 5,182,261	1/26/1993	Tam, James P.	514/12		
	* US 5,240,912	8/31/1993	Todaro, George J.	514/12		
	* US 5,333,033 B	7/26/1994	Blackman, Robert J.	355/27		
	* US 2002/0025551 A1	2/28/2002	Holtzman, Douglas	435/69.1		
	* US 5,633,147	5/27/1997	Meissner, et al.	435/69.1		
	* US 5,831,058	11/3/1998	Fujiwara, et al.	536/23.5		
<b>FOREIGN PATENT DOCUMENTS</b>						
EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
	* EP 0 154 434 A	1/27/1993	EP	C12N	15/16	<input type="checkbox"/> YES <input type="checkbox"/> NO
	* WO 97/25349	7/17/1997	PCT	C07K	14/495	<input type="checkbox"/> YES <input type="checkbox"/> NO
	* WO 95/14772	1/6/1995	PCT	C12N	15/11	<input type="checkbox"/> YES <input type="checkbox"/> NO
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>						
	Bennett, Barbara A., et al., "HIV-1 gp120-induced neurotoxicity to midbrain dopamine cultures", Brain Research, Vol. 705, pp 168-176, 1995.					
	Davis, C. Geoffrey, et al., "The Many Faces of Epidermal Growth Factor Repeats", The New Biologist, Vol. 2, No. 5, pp 410-419, May 1990.					
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EXAMINER						

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<b>INFORMATION DISCLOSURE STATEMENT</b>  <b>PTO-1449</b>	<b>ATTY. DOCKET NO.:</b> 39766-0151D2	<b>SERIAL NO.:</b> 10/644,875
	<b>APPLICANT : Ying-Fei WEI, et al.</b>	
	<b>FILING DATE: August 21, 2003</b>	<b>GROUP: 1641</b>
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>		
	Marks, James D., et al., "By-passing Immunization Human Antibodies from V-gene Libraries Displayed on Phage", J. Mol. Biol., Vol. 222, pp 581-597, 1991.	
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	* Gen Bank Accession No. T27101	
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	* Gen Bank Accession No. Z45279	
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	* Gen Bank Accession No. R41378	
	* Gen Bank Accession No. R11739	
	* Gen Bank Accession No. R52959	
	* Gen Bank Accession No. V01875	
	* Gen Bank Accession No. T24803	
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